

FORM PTO-1390
(REV 10-2000)

U.S. DEPARTMENT OF COMMERCE

PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

601 00002

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

09/914765

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. § 371**

INTERNATIONAL APPLICATION NO.
PCT/DK00/00092INTERNATIONAL FILING DATE
March 6, 2000PRIORITY DATE CLAIMED
March 5, 1999**TITLE OF INVENTION**

Determination of Sperm Concentration and Viability for Artificial Insemination

APPLICANT(S) FOR DO/EO/US

Preben Christensen and Jens Peter Stenvang

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 37 U.S.C. 371.
3. ☒ This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)).
4. ☒ The U.S. has been elected by the expiration of 19 months from the priority date (PCT Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ is believed to have been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☒ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An unexecuted oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 16 below concern document(s) or information included:


11. ☐ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
☐ A **SECOND OR SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:
 - a. PCT request;
 - b. Published PCT application with International Search Report;
 - c. PCT Chapter II Demand;
 - d. First Written Opinion with response;
 - e. International Preliminary Examination Report;
 - f. Form IB 304; and
 - g. Request to Examine the Application Based on Amended Text.



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PATENT TRADEMARK OFFICE

U.S. PATENT AND TRADEMARK OFFICE

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|---|--------------|--|------------|
| U.S. APPLICATION NO. 09/914765 INTERNATIONAL APPLICATION NO. PCT/DK00/00092 | | ATTORNEY'S DOCKET NUMBER 60123.000002 | |
| 17. ■ The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492(A)(1) - (5): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1,000.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international Search Report prepared by the EPO or JPO \$860.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$710.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$690.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33 (1)-(4) \$100.00 | | CALCULATIONS PTO USE ONLY | |
| ENTER APPROPRIATE BASIC FEE AMOUNT = | | \$860.00 | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | 0 | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE |
| Total claims | 44 | 24 | X \$ 18.00 |
| Independent claims | 3 | -- | X \$ 80.00 |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | + \$270.00 | 0 |
| TOTAL OF ABOVE CALCULATIONS = | | | 432.00 |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. | | | 0 |
| SUBTOTAL = | | | 1,292.00 |
| Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (f)). | | | 0 |
| TOTAL NATIONAL FEE = | | | 1,292.00 |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | | | 0 |
| TOTAL FEES ENCLOSED = | | | 1,292.00 |
| | | Amount to be refunded: | \$0 |
| | | charged: | \$0 |
| a. ■ A check in the amount of \$1,292.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. ■ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to the Deposit Account No. <u>50-0206</u> . A duplicate copy of this sheet is enclosed. | | | |
| Note: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b)) must be filed and granted to restore the application to pending status. | | | |
| SEND ALL CORRESPONDENCE TO: Stanislaus Aksman, Esq. Hunton & Williams 1900 K Street, NW, Suite 1200 Washington, D.C. 20006 (202) 955-1926 - Telephone (202) 778-2201 - Facsimile Dated: <u>September 5, 2001</u> | | | |
|  SIGNATURE: | | <u>Reg. No. 45,245 for</u> NAME <u>28,562</u> REGISTRATION NUMBER | |